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IN THE UNITED STATES DISTRICT COURT

DISTRICT OF UTAH

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BRANDON JAMES WEIDNER,

Defendant.

Case No. 1:21 CR 10 TC

**MOTION FOR PROTECTIVE
ORDER**

Judge Tena Campbell

The United States of America, by and through Assistant United States Attorney, Carlos A. Esqueda, and by stipulation of counsel, respectfully request that Court to enter the following protective order in this case:

1. The Grand Jury indicted the defendant on January 21, 2021, that alleges the defendant possessed a firearm while being a convicted felon and possession of controlled substances with intent to distribute. In the course of the United States' investigation, it has obtained statements and evidence from witnesses that contains personal information and identifiers, which should remain confidential.

2. The United States intends to produce this material in discovery to the defense. All materials that the United States produces to the defense are solely for the use of the defendants, their respective attorney, or other individuals or entities acting within the attorney-client relationship to prepare for the trial in this case. The purpose of this protective order is to prevent the unauthorized dissemination, distribution, or use of materials containing the personal information of others.

3. The Defendant and his attorney, and all other individuals or entities who receive materials in this case are prohibited from directly or indirectly providing access to, or otherwise disclosing the contents of these materials to anyone not working on the defense of this criminal case, or otherwise making use of the materials in a manner unrelated to the defense of this criminal case. Authorized use of materials related to the defense of this criminal case shall include showing and discussing such materials with the United States and defense witnesses.

4. Defendant, his respective attorneys, and all other individuals or entities who receive materials in this case shall maintain all materials received from the United States in a manner consistent with the terms of this protective order. Materials produced to the defense shall be stored in a secure manner by defense counsel in boxes, files or folders marked "UNDER PROTECTIVE ORDER- DO NOT DISCLOSE." Electronic materials produced to the defense and printouts obtained from electronic materials shall be handled in the same manner.

5. Defendant and his attorneys are required to give a copy of this protective order to all individuals or entities engaged or consulted by defense counsel in preparation of trial in this case. A knowing and willful violation of this protective order by the defendant, his attorney, or others may result in contempt of court proceeding or other civil or criminal sanctions.

6. Within 90 days of the conclusion of this case, including all related appeals, all documents produced pursuant to this protective order, and all copies thereof (other than exhibits of the Court), shall be destroyed and the defendant's attorney shall inform the United States Attorney's Office in writing that all such copies have been destroyed.

7. The defendant, Brandon James Weidner, and counsel stipulate to the protective order. Counsel and defendant further agree that copies of the discovery will not be provided to the defendant nor will the defendant be allowed to make hand written copies of the discovery.

8. The provisions of this order governing disclosure and use of the documents shall not terminate at the conclusion of this criminal prosecution.

Dated this 18th day of February, 2021.

JOHN W. HUBER
United States Attorney

/s/ Carlos A. Esqueda
CARLOS A. ESQUEDA
Assistant United States Attorney